

Burgess, Barbara

From: Forte, Darryl
Sent: Friday, April 25, 2008 3:54 PM
To: Burgess, Barbara
Subject: RE: 10/077,696

10077696 - This case is abandoned and he will have to petition.

-----Original Message-----

From: Burgess, Barbara
Sent: Thursday, April 24, 2008 6:34 PM
To: Forte, Darryl
Subject: FW: 10/077,696
Importance: High

Hi Darryl,
You gave me a response but not about this case.
You said I need to abandon 09/992,791.

However, can you give me an update on 10/077,696 (please see email below).

Thanks.

-----Original Message-----

From: Burgess, Barbara
Sent: Wednesday, April 23, 2008 2:31 PM
To: Forte, Darryl
Subject: 10/077,696
Importance: High

Hi Darryl,
A final office action was given on 8-20-07.

This case submitted an RCE on 1-20-08.
However, it was never entered and forwarded to me because the RCE was improper because no claims or arguments were filed with the RCE.

A MISC Letter was mailed to Applicant on 3-8-08 stating that the filed RCE was improper.

However, on 3-8-08, claims, arguments, preliminary amendment were filed. Specifically, the Preliminary Amendment filed 3-8-08 states that "the instant amendments and remarks are to be entered prior and separately of the filed RCE (1-20-08)".

The case is on my rejected docket. The RCE was never forwarded to me.

What should be done with the case at this point?

Barbara

